LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS

54111 BROUGHTON ROAD

MACOMB, MI 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR

MICHAEL D. KOEHS, CLERK MARIE MALBURG, TREASURER DINO F. BUCCI, JR, TRUSTEE JANET DUNN, TRUSTEE

ROGER KRZEMINSKI, TRUSTEE NANCY NEVERS, TRUSTEE

ABSENT: NONE

ALSO PRESENT: Lawrence Dloski, Legal Counsel

Jerome Schmeiser, Planning Consultant

(Additional attendance on file at the Clerk's Office)

Supervisor BRENNAN called the meeting to order at 7:00 p.m. and the Pledge of Allegiance was recited.

ROLL CALL

1. Clerk KOEHS called the roll and the Board of Trustees was present.

APPROVAL OF THE AGENDA

2. The agenda was reviewed and items 22b and 23a were added, and Items 11 and 27 were tabled to February 28, 2007.

MOTION by DUNN seconded by BUCCI to approve the agenda as amended.

MOTION carried.

APPROVAL OF THE BILLS

3. Both bill runs were reviewed and there were no additions, deletions or corrections.

MOTION by NEVERS seconded by KRZEMINSKI to approve both bill runs as presented.

MOTION carried.

APPROVAL OF THE PREVIOUS MEETING MINUTES

4. The minutes of the previous meeting held on January 22, 2007 were reviewed and any additions, corrections or deletions were discussed and made.

MOTION by BUCCI seconded by KRZEMINSKI to approve the minutes of the meeting of January 22, 2007 as presented.

MOTION carried.

5. Consent Agenda Items:

A. Clerk's Department:

- 1. Request for a Utility Bond Return; Brittany Parc Subdivision, Section 27, SE corner of 22 Mile Road and Heydenreich.
- 2. Request for a Monument and Irons Bond Return; Riverwoods Subdivision #4; Parcel No. 08-33-126-002.
- 3. Request for an Underground Utility Bond Return; West Park Estates Subdivision, Parcel No. 08-04-300-005.
- 4. Request for a Monument and Irons Bond Return; West Park Estates Subdivision, Parcel No. 08-04-300-005.
- 5. Request for a Ditch Improvement Bond Return; Pine Valley & Clearstone Subdivisions, Parcel No. 08-04-100-034.
- 6. Request for a Model Permit Bond Return; Pinnacle Woods Subdivision, Lot 139, Section 24.
- 7. Request for Model Permits; West Park Estates Subdivision, Lots 4, 5, 64 and 65. Section 4.
- 8. Request for a Monument and Irons Bond Return; Riverwoods Subdivision, Phase 1, 08-33-126-001.
- 9. Request for a Monument and Irons Bond Return; Riverwoods Subdivision, Phase 3, 08-33-126-002.
- 10. Request for a Wall Sign Bond Return; Vicmar, LLC, 16751 21 Mile Road, Parcel No. 08-29-352-025.
- 11. Request for a Revision to a Site Plan Bond; Park Lane Plaza, 21 Mile And North Avenue, Parcel No. 08-25-351-011.
- 12. Request for Soil Erosion Bond Release; West Park Estates, Parcel No. 08-04-300-005.

B. Department Monthly Reports:

- 1. Building Department
- 2. Fire Department
- 3. Macomb County Sheriffs Department
- 4. Parks and Recreation Department
- 5. Water/Sewer Department

C. Human Resources Dept.

1. Request for a Leave of Absence from the Fire Department (B. Radyko).

2. Request for an Extended Leave of Absence from the Fire Department (G. Smith).

MOTION by KRZEMINSKI seconded by DUNN to approve the Consent Agenda as presented.

MOTION carried.

6. Public Comments

None

PUBLIC HEARINGS

The Public Hearing was opened by supervisor BRENNAN at 7:04: p.m.

7. Tand Division/Combination Request; Fairchild Acquisitions, LLC.

Phyllis Sharbo, Assessor, reviewed this matter and indicated that all parcels which would be created from the proposed splits and combinations would be conforming to our ordinances, and she further stated her recommendation for approval.

MOTION by MALBURG seconded by DUNN to close the Public Hearing at 7:08 p.m.

MOTION carried.

MOTION by DUNN seconded by NEVERS to approve Land Division/Combination request of Fairchild Acquisitions, LLC as presented, subject to the payment of the 2006 Winter Taxes on all parcels.

MOTION carried.

PLANNING

8. Master Plan Amendment, Commercial Development.

Mr. Jerome Schmeiser, Planning Consultant, advised the Board of Trustees that we have received all correspondences required for the Master Plan Amendment as it deals with the Commercial Development here in the Township and we are now able to proceed with this amendment. This was an informational report and no action was required or taken.

9. Master Plan 5 Year Review.

The Planning commission sent a reminder that our current Master Plan will expire in December of 2007, and that the Board should consider which action would be

appropriate regarding the Master Plan. This was an informational report and no action was required or taken at this time.

OLD BUSINESS

10. Allocation of Fiscal Year 2007 Community Development Block Grant Program Funds.

Supervisor BRENNAN reviewed this matter and asked if there were any proposals for the distribution of these funds. Trustee DUNN proposed that, to keep the funds in the Township, the following allocations be approved, and all others denied:

Macomb Township Senior Activities	\$ 5,000.00
MCCSA – Seniors Chore Service	\$ 2,000.00
St. Vincent DePaul Society	\$ 3,500.00

Total Amount granted \$10,500.00

MOTION by DUNN seconded by MALBURG to approve the granting of the Community Development Block Grant Public Service Project Monies as follows: Macomb Township Senior Activities - \$ 5,000.00; MCCSA - Seniors Chore Service - \$ 2,000.00; St. Vincent DePaul Society - \$ 3,500.00; and to grant the Brick and Mortar Money to the Macomb township Senior Center Construction Project in the amount of fifty nine thousand five hundred dollars (\$59,500.00); and to deny the application for the Planning Activities Fund by Macomb County Continuum of Care for one thousand four hundred dollars (\$1,400.00).

MOTION carried.

11. Approval of Single Waste Hauler Contract

(This matter was tabled to the Board meeting of February 28, 2007)

BUILDING DEPARTMENT

12. Request for Training, Electrical Inspectors Seminar.

Mr. Bob Beckett, Building Official, reviewed this request and indicated that the training was necessary to maintain the employee's certification.

MOTION by KRZEMINSKI seconded by BUCCI to approve the electrical Inspectors Training in Lansing as requested.

MOTION carried.

HUMAN RESOURCES

13. Request to Rescind Authorization to Hire a Planning Supervisor.

Mr. John Brogowicz, Human Resource Director, reviewed this matter and indicated that the Clerk had request that this position not be filled, but replaced with a different position. He further stated his recommendation for approval to rescind the authorization.

MOTION by KRZEMINSKI seconded by MALBURG to rescind the authorization to hire a Planning Supervisor.

MOTION carried.

14. Request to Establish a New Position - Records Supervisor.

Mr. John Brogowicz, Human Resource Director, reviewed this matter and indicated this is the position that will replace the Planning Supervisor position just vacated. The difference in the two positions will be their qualifications and their primary duties. He further stated his recommendation for approval.

MOTION by BUCCI seconded by NEVERS to approve the establishment of a new position in the Clerk's Office of a Records Supervisor.

MOTION carried.

15. Request to Negotiate a New Position with AFSCME Local 1917 - Records Supervisor.

Mr. John Brogowicz, Human Resource Director, reviewed this matter and indicated permission was necessary from the Board to negotiate the new Records Supervisor position with AFSCME Local 1917. He further stated his recommendation for approval.

MOTION by DUNN seconded by KOEHS to authorize the Human Resource Director to negotiate the Records Supervisor position with AFSCME Local 1917.

MOTION carried.

16. Request to Initiate Recruit Process for a Records Supervisor.

Mr. John Brogowicz, Human Resource Director, reviewed this matter and indicated permission was needed to start the recruitment process for the new position.

MOTION by KOEHS seconded by MALBURG to authorize Human Resources to initiate the recruitment process for a Records Supervisor.

MOTION carried.

17. Request to Attend Training Conference.

Mr. John Brogowicz, Human Resource Director, reviewed this matter and indicated he would like permission to attend the 2007 Conference and Workshops of the American society of Employers. This is a one day event and will be held on March 22, 2007 in Novi, MI. The cost for the day is \$225.00.

MOTION by BUCCI seconded by KRZEMINSKI to approve the training request for the Human Resource Director to attend the 2007 Conference of the American Society of Employers.

MOTION carried.

FIRE DEPARTMENT

18. Request for Approval of Updated Rules and Regulations.

Fire Chief Robert Phillips reviewed the proposed changes in the rules and regulations and indicated that this would bring them up to date regarding our current number of stations and staffing levels. He further stated his recommendation that they be approved.

MOTION by KRZEMINSKI seconded by KOEHS to approve the updated Rules and Regulations for the Fire Department as presented.

MOTION carried.

WATER AND SEWER DEPARTMENT

19. Recommendation of Bid Award; Hayes Road Water Main, Card Road Sanitary Sewer and 25 Mile Road and Hayes Road Water Main; MA98-026, MA02-009, MA06-005.

Mr. James VanTiflin, Engineer Consultant, reviewed this matter and stated that his recommendation that the bid be awarded to Macomb Pipeline in the amount of two hundred twenty three thousand two hundred fifty eight dollars (\$223,258.00).

MOTION by KOEHS seconded by BUCCI that the bid for Hayes Road Water Main, Card Road Sanitary Sewer and 25 Mile Road and Hayes Road Water Main; MA98-026, MA02-009, MA06-005, be awarded to Macomb Pipeline in the amount of two hundred twenty three thousand two hundred fifty eight dollars (\$223,258.00).

MOTION carried.

20. Recommendation of Bid Award; 21 Mile Road and Fairchild Water Meter Pit & PRV Phase II, 24 Mile Road and Romeo Plank Road PRV Replacement, 24 Mile Road and Card Road PRV Replacement, MA01-024, MA06-017 and MA06-018.

Mr. James VanTiflin, Engineer Consultant, reviewed this matter and stated his recommendation that the bid be awarded to L. D'Agostini & Sons, Inc. in the amount of nine hundred twenty eight thousand nine hundred twenty dollars and seventy eight cents (\$928,920.78).

MOTION by MALBURG seconded by BUCCI that the bid for the 21 Mile Road and Fairchild Water Meter Pit & PRV Phase II, 24 Mile Road and Romeo Plank Road PRV Replacement, 24 Mile Road and Card Road PRV Replacement, MA01-024, MA06-017 and MA06-018 be awarded to L. D'Agostini & Sons, Inc. for the amount of nine hundred twenty eight thousand nine hundred twenty dollars and seventy eight cents (\$928,920.78).

MOTION carried.

21. Purchase Requisition; East Jordan Iron Works

Supervisor BRENNAN reviewed this matter and stated his recommendation for approval.

MOTION by DUNN seconded by MALBURG to approve the purchase requisition for East Jordan Iron Works in the amount of three thousand sixty two dollars and seventy six cents (\$3,062.76).

MOTION carried.

BOARD COMMENTS

- 22. Supervisor Comments.
 - A. Cost Share Agreement for Romeo Plank Road with the Road Commission of Macomb County

Supervisor BRENNAN reviewed this matter and stated his concerns with the cost and funding of this project and recommended that this township not participate in it.

MOTION by KRZEMINSKI seconded by NEVERS to advise the Road Commission of Macomb County that Macomb Township will not be participating in the cost sharing for the proposed Romeo Plank project.

MOTION carried.

B. Request for authorization to defend the Township; Lombardo Land Holdings, LLC vs. Macomb Township.

Supervisor BRENNAN reviewed this matter and indicated that approval was required before the township attorney could proceed with our defense in this matter.

MOTION by KOEHS seconded by DUNN to authorize legal counsel to defend the Township in the matter of Lombardo Land Holdings, LLC vs. Macomb Township.

MOTION carried.

- 23. Clerk Comments.
 - A. Request to adopt a resolution for a Liquor License Transfer approval; Village Taverna, Located on the south side of Twenty two Mile Road and east of Romeo Plank Road, (ID # 358200).

Clerk KOEHS reviewed this matter and indicated that the Macomb County Sheriff's Office had completed its investigation and was recommending that the transfer be approved. The following resolution was offered:

Motion by Trustee BUCCI and seconded by Trustee KRZEMINSKI that the request from VILLAGE TAVERNA, LLC to transfer ownership of 2006 Class C licensed business with Dance Permit and Entertainment Permit and Outdoor Service Permit located in escrow at 21111 Twenty Three Mile Road, Macomb, MI 48042, Macomb Township, Macomb County from Tee-J's, Inc.; transfer location to 48820 Romeo Plank Unit N, Macomb MI 48042, Macomb Township, Macomb County be considered for approval.

It is the consensus of this legislative body that the application is recommended for issuance.

AYES: BUCCI, KRZEMINSKI, DUNN, NEVERS, MALBURG, KOEHS,

BRENNAN

NAYS: NONE

ABSENT: NONE

MOTION by BUCCI seconded by KRZEMINSKI to adopt the resolution and approve the request.

MOTION carried, resolution declared adopted.

Treasurer Comments.

25. Trustees Comments.

EXECUTIVE SESSION

MOTION by KOEHS seconded by DUNN to adjourn to Executive Session at 7:34 p.m.

MOTION carried.

The Board returned from Executive Session at 7:53 p.m.

26. Proposed Consent Judgment, Windemere Farms.

MOTION by KOEHS seconded by BUCCI to deny the proposed Consent Judgment and to authorize the Attorney to continue negotiations regarding this matter.

MOTION carried.

27. Proposed Consent Judgment, Sycamore Hollow vs. Macomb Township.

(This matter was tabled to the meeting of February 28, 2007)

ADJOURNMENT

MOTION by BUCCI seconded by KRZEMINSKI to adjourn the Board meeting at 7:56 p.m.

MOTION carried.

Respectfully submitted,
John D. Brennan Macomb Township Supervisor
Michael D. Koehs, CMC